

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Endowments Department – Establishment – Request of Sri P. Siva Sankar Rao, Assistant Commissioner for assigning notional date of promotion and seniority in the cadre of Executive Officer Grade-I on par with other candidates – Orders – Issued.

REVENUE (ENDOWMENTS.I) DEPARTMENT

G.O.Rt.No. 1995

Dated 23-10-2008.
Read the following:-

- 1 Appeal Petition dated 8-10-2004 & 9-5-2005 from Sri P. Siva Sankar Rao, Executive Officer Gr.I.
- 2 Govt. Memo.No.21828/Endts.I(2)/2005-1, Dt. 17-5-2005 & 5-6-2007.
- 3 From the Commissioner, Endowments Lr.No.D2/21973 /2005, Dated 12-5-2008.

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ORDER:-

The Commissioner, Endowments Department, Hyderabad has prepared the final seniority list of Executive Officers and communicated the same to all the concerned in the year 1992, 2002 and later on in the year 2004, vide his proceedings dated 12-3-2004.

2. Aggrieved by the aforesaid provisional seniority list, Sri. P. Siva Sankar Rao, Assistant Commissioner has submitted a representation stating that as per Special Rules governing the post of Executive Officers vide G.O.Ms.No.368, Revenue (Endts.) Department dated 16-2-1978, the entire State is a single unit. Further, Sri V. Ankineedu Prasad, who passed the Departmental Tests later to him was given notional promotion to the category of Executive Officer, Grade-I retrospectively with effect from 27-7-1987 vide Memo.No.105742/E1/92, Dated 10-10-1995. Similarly, in Telangana Region also, some of the candidates were promoted as Executive Officer Grade-I and later to the cadre of Assistant Commissioner of Endowments taking the entire State as a Single Unit as per aforesaid Special Rules while denying his request. Hence, he has requested to give him promotion with effect from 27-7-1987 on par with Sri V. Ankineedu Prasad and on par with Executive Officers of Telangana Region.

3. A.P. Endowments Executive Officer Subordinate Service Rules were issued vide G.O.Ms.No.368, Revenue (Endts-III) Department, dated 16-2-1978 governing the service conditions of 5 grades of Executive Officers. Subsequently, Government vide G.O.Ms.No.461, Revenue (Endts.I) Dept. Dated 27-5-1990 have issued orders converting 5 grades of Executive Officers into 3 Grades. As per rule 6 of the said Rules, the entire state was treated as a single unit. As per rule 9 of the said rules, an employee has to pass the Accounts Test for Subordinate Officers Part-I and Endowment Department Test for considering promotion to next higher category of post. As per rule 10 of the said rules, promotion to the post of Executive Officer Grade-I shall be made on grounds of merit and ability, seniority being considered where merit and ability are approximately equal.

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4. Government felt that Sri P. Siva Sankar Rao was appointed as Executive Officer, Grade-V along with 600 persons by Direct Recruitment through paper notification in Endowments Department in the year 1970. He joined on 27-1-1970 in Guntur District. He has passed the Endowments Department Act and Rules Tests in November, 1978 and also passed the Accounts Text for Subordinate Officer in June, 1987. The Commissioner Endowments has reported that prior to 1978 no rules have been framed by the Government for giving promotion to the Executive Officers and the entire State of Andhra Pradesh was treated as Single Unit till 1995. While the entire State was a single unit, promotions were given to certain Executive Officers taking into consideration of passing of requisite Departmental Tests keeping in view of the terms of G.O.Ms.No.368, Revenue (Endt.III) Dept. dated 16-2-1978. He has further reported that the individual has passed the requisite tests i.e. Act, Rules and Account Test for Subordinate Officers earlier to Sri V. Ankineedu Prasad and 4 other Executive Officers of Telangana Region, but the Government have issued orders giving notional promotion to Sri V. Ankineedu Prasad in their Memo. dated 10-10-1995 with retrospective effect i.e. from 27-7-1987 i.e. from the date of passing Departmental Tests overlooking the request of the individual. The individual is therefore still continuing as Executive Officer Grade-I since 1990 instead of 27-7-1987 though there are no adverse remarks against him.

5. According to Rule 24 of A.P. State and Subordinate Service Rules Government shall have power to revise in any manner they consider suitable, any panel of approved candidates for appointment by transfer or by promotion to any category, class or service, prepared by a head of the department or any other authority subordinate to the head of the department, in exercise of the powers conferred on them by the special rules or these rules. According to rule 33 (a) of the said rules, the seniority of a person in a service, class, category or grade, shall unless he had been reduced to a lower rank as a punishment, be determined by the date of his first appointment to such service, class, category or grade.

6. Government have examined the matter carefully. After careful examination, hereby direct the Commissioner, Endowments Department, Hyderabad to consider the request of Sri P. Siva Sankar Rao for assigning notional date of promotion and seniority in the category of Executive Officer, Grade-I on par with the other candidates, if the case of the individual is similarly situated to that of them and if he is other wise eligible, duly following the procedure prescribed in Rule 24 of APS & SSR, 1996, in relaxation of the Rule 33 (a) of A.P.S.&S.S Rules 1996.

7. The Commissioner, Endowments Department, Hyderabad shall take further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SUDHIR,
PRINCIPAL SECRETARY TO GOVERNMENT.

To
The Commissioner of Endowments Department A.P. Hyderabad.
The Individual through the Commissioner, Endowments Department, Hyderabad.
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER